IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTEENTH DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

WRIT PETITION NO : 381 of 2005

Between:

K.A.V.Prasada Rao, S/o.Late Pullaiah,
plot No.18, SGR Colony, Mantralayam,
Kurnool District.

..... PETITIONER

AND

The Mantralayam Gram Panchayat, Mantralayam, Kurnool District, rep.by its Panchayat Secretary.

.....RESPONDENT

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction, more particularly one in the nature of writ of Mandamus, declaring the action of the respondent Gram Panchayat in not issuing certified copy of the plan to the petitioner in respect of buildings in plots No.53 and 54 in Sy.No.46/2 situated at Mantralayam, Kurnool district as illegal and arbitrary and violative Art.14 of the Constitution of India and consequently direct the respondent gram panchayat to issue certified copy of the building plans to the petitioners.

Counsel for the Petitioner:MR.B.VIJAYA BHASKER

Counsel for the Respondent : SMT.JYOTHI ESWAR GOGINENI

The Court at the stage of admission made the following :

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ORDER:

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This writ petition is filed aggrieved by the alleged action on the part of the respondent–Grama panchayat in not issuing the certified copy of the plan in respect of the buildings in plot Nos.53 and 55 in S.No.46/2 of Mantralayam, Kurnool District.

Having heard learned counsel for the petitioner and the learned Standing Counsel appearing for the Grama Panchayat, and since nothing has been placed before this Court to show that the petitioner has made any application for issuance of certified copy of the plan as prayed for, the writ petition is disposed of granting liberty to the petitioner to make appropriate application seeking certified copy of the plan sought by him, duly complying with the payment of requisite fee. If any such application is made by the petitioner, the respondent-Grama Panchayat shall consider the same and pass appropriate orders, in accordance with law, within a period of two weeks from the date of receipt of the application. No costs.

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18.02.2005

Note : Furnish C.C. in three days.

(B/O)

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To

1. The Panchayat Secretary, Mantralayam Gram Panchayat,
Mantralayam, Kurnool District.

2. 2 CD copies